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PTO/SB/21 (09-04)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission 17

| | |
|------------------------|----------------------|
| Application Number | 10/666,108 |
| Filing Date | September 18, 2003 |
| First Named Inventor | SAUDER, Gregg A. |
| Art Unit | 3671 |
| Examiner Name | PEZZUTO, Robert Eric |
| Attorney Docket Number | 27151-28 |

ENCLOSURES (Check all that apply)

- | | | |
|---|--|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Certificate of Express Mailing; Return Receipt Postcard. |
|---|--|---|

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | | | |
|--------------|-------------------------------------|----------|--------|
| Firm Name | Larkin Hoffman Daly & Lindgren Ltd. | | |
| Signature | | | |
| Printed name | Thomas J. Oppold | | |
| Date | December 23, 2004 | Reg. No. | 42,054 |

CERTIFICATE OF TRANSMISSION/MAILING

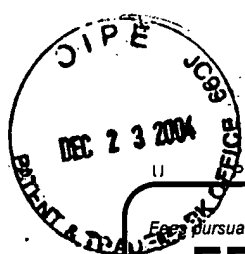
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

| | |
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| Signature | SEE CERTIFICATE OF EXPRESS MAILING |
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| | | | |
|-----------------------|--|------|--|
| Typed or printed name | | Date | |
|-----------------------|--|------|--|

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



R 1995

Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).**FEE TRANSMITTAL**
For FY 2005☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 400.00

Complete if Known

| | |
|----------------------|----------------------|
| Application Number | 10,666,108 |
| Filing Date | September 18, 2003 |
| First Named Inventor | SAUDER, Gregg A. |
| Examiner Name | PEZZUTO, Robert Eric |
| Art Unit | 3671 |
| Attorney Docket No. | 27151-28 |

METHOD OF PAYMENT (check all that apply)☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____☐ Deposit Account Deposit Account Number: 12-0449 Deposit Account Name: Larkin Hoffman Daly & Lindgren Ltd.

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

| Application Type | FILING FEES | | SEARCH FEES | | EXAMINATION FEES | | Fees Paid (\$) |
|------------------|-------------|-----------------------|-------------|-----------------------|------------------|-----------------------|----------------|
| | Fee (\$) | Small Entity Fee (\$) | Fee (\$) | Small Entity Fee (\$) | Fee (\$) | Small Entity Fee (\$) | |
| Utility | 300 | 150 | 500 | 250 | 200 | 100 | |
| Design | 200 | 100 | 100 | 50 | 130 | 65 | |
| Plant | 200 | 100 | 300 | 150 | 160 | 80 | |
| Reissue | 300 | 150 | 500 | 250 | 600 | 300 | |
| Provisional | 200 | 100 | 0 | 0 | 0 | 0 | |

2. EXCESS CLAIM FEES**Fee Description**

Each claim over 20 (including Reissues)

Each independent claim over 3 (including Reissues)

Multiple dependent claims

| Small Entity | |
|---------------------------|---------------|
| Fee (\$) | Fee (\$) |
| 50 | 25 |
| 200 | 100 |
| 360 | 180 |
| Multiple Dependent Claims | |
| Fee (\$) | Fee Paid (\$) |

| | | | |
|----------------|--------------|----------|---------------|
| Total Claims | Extra Claims | Fee (\$) | Fee Paid (\$) |
| - 20 or HP = 4 | x | 25 | = 100 |

HP = highest number of total claims paid for, if greater than 20.

| | | | |
|-----------------|--------------|----------|---------------|
| Indep. Claims | Extra Claims | Fee (\$) | Fee Paid (\$) |
| 6 - 3 or HP = 3 | x | 100 | = 300 |

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

| | | | | |
|--------------|--------------|--|----------|---------------|
| Total Sheets | Extra Sheets | Number of each additional 50 or fraction thereof | Fee (\$) | Fee Paid (\$) |
| - 100 = | / 50 = | (round up to a whole number) x | | |

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): _____

Fees Paid (\$)**SUBMITTED BY**

| | | | |
|-------------------|------------------|--|------------------------|
| Signature | | Registration No. (Attorney/Agent) 42,054 | Telephone 952-896-3397 |
| Name (Print/Type) | Thomas J. Oppold | | Date December 23, 2004 |

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Inventor: SAUDER, Gregg A. et al.

Attorney Docket: 27151-28

Serial No.: 10/666,108

Art Group Unit: 3671

Filed: September 18, 2003

Examiner: PEZZUTO, Robert Eric

Title: Improved Planter Bracket Assembly For Supporting Appurtenances In Substantial Alignment With The Seed Tube

CERTIFICATE OF EXPRESS MAILING

Pursuant to 37 C.F.R. § 1.10, I hereby certify that the foregoing Amendment in application Serial No. 10/666,108 and the accompanying Transmittal and enclosures identified thereon are being deposited with the United States Postal Service by "Express Mail Post Office to Addressee" service, addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, as of the date and under the mailing label indicated below:

Date of Deposit: December 23, 2004

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Geralyn M. Vita



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No. EL966216205US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: SAUDER, Gregg A. et al. Attorney Docket: 27151-28
Serial No.: 10/666,108 Art Group Unit: 3671
Filed: September 18, 2003 Examiner: PEZZUTO, Robert Eric
Title: Improved Planter Bracket Assembly For Supporting Appurtenances In Substantial
Alignment With The Seed Tube

MAIL STOP AMENDMENT
COMMISSIONER FOR PATENTS
PO BOX 1450
ALEXANDRIA, VA 22313-1450

Sir:

In response to the Office Action dated September 27, 2004, Applicant submits the following:

Amendments to the Specification are reflected in the attached page 2.

Amendments to the Claims are reflected in the listing of claims which begins on page 4.

Remarks/Arguments begin on page 12.

12/30/2004 AWONDAF1 00000084 10666108

01 FC:2201 300.00 OP
02 FC:2202 100.00 OP